



State of New Jersey
Department of Environmental Protection

James E. McGreevey
Governor

Bradley M. Campbell
Commissioner

MAR 12 2002

Edward A. Hogan
Porzio, Bromberg & Newman, P.C.
100 Southgate Parkway
P.O. Box 1997
Morristown, NJ 07962-1997

Re: Hexcel Corporation (Hexcel)
Lodi Borough, Bergen County
ISRA Case #86009
Remedial Action Report (RAR) dated January 24, 2002

Dear Mr. Hogan:

The New Jersey Department of Environmental Protection (NJDEP) has completed a preliminary review of the referenced RAR. Be advised that the NJDEP will not provide comments on the RAR as it does not completely satisfy the requirements of NJDEP's letter dated November 20, 2001. However as the January 24, RAR indicates that a supplemental Remedial Action Workplan Addendum (RAWA) will be submitted by May 31, 2002 the NJDEP will provide comments on both documents when the RAWA is submitted.

Further, be advised that all of the requirements of the NJDEP's November 20, 2001 shall be addressed by the May 31, 2002 RAWA. If any item is not addressed, including but not limited to the VOC delineation, which Hexcel has indicated is unnecessary, the NJDEP will evaluate the need for enforcement/compliance actions. If the VOC delineation, an outstanding issue for over 8 years, is not completed, Hexcel will be in violation of the ISRA and appropriate enforcement/compliance actions will be taken.

In the January 24, 2002 RAR Hexcel objects to what they believe are the NJDEP's acceptance of allegations made by neighboring property owners (i.e. Napp Technologies, Inc.) with insufficient supporting data. Hexcel goes on to state the acceptance fails to explain or consider a number of different items. After listing the items, Hexcel went on to urge the NJDEP to refrain from accepting one sided arguments in a technically complex matter such as this.

Hexcel shall be advised that the NJDEP takes exception to the accusation of one-sidedness made by Hexcel. First, it should be noted that the NJDEP reviewed all the pertinent data included from both neighboring ISRA sites, including all the items listed in the January 24, RAR, prior to making any determinations of the allegations of an off-site contaminant contribution from Hexcel by the neighboring Napp Technologies, Inc. site. Second, Hexcel was well aware of the allegations made by Napp Technologies, Inc. as the Case Manager personally informed Hexcel's consultant of these allegations included with Napp Technologies, Inc.'s June 30, 1999 RIR, at the time of its submission. In fact, the Case Manager recommended that Hexcel complete a file review of the report based upon there being the inclusion of these allegations in the report. To date, the only response Hexcel has made to these allegations is what has been submitted with the January 24, 2002 RAR.

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Be advised that the decisions made by the NJDEP were solely based on the information included in the case files, which are a matter of public record. Given that Napp Technologies, Inc.'s report was submitted on June 30, 1999, Hexcel has had more than adequate opportunity to respond to the allegations made by Napp Technologies, Inc. As Hexcel has only responded to the allegations in the January 24, 2002 RAR, with items that the NJDEP has previously examined, the accusation of one-sidedness appears to be unfounded.

Hexcel shall submit three copies of all submissions. It shall be noted that every technical letter the NJDEP has written to Hexcel from 1996 until present has included this basic requirement. Only one copy of the January 24, 2002 RAR was submitted to the NJDEP. As Hexcel well knows, there is a Case Team consisting of three members and three copies of workplans are always required. Therefore, Hexcel shall submit two additional copies of the January 24, 2002 RAR with the submission of the RAWA.

If you have any questions regarding this matter, please contact the Case Manager, Joseph J. Nowak, at 609-292-0130.

Sincerely,



Michael A. Justiniano, Supervisor
Bureau of Environmental Evaluation,
Cleanup and Responsibility Assessment

c: Kris Geller, BEERA
Beverly Phillips, BGWPA
A. William Nosil, Hexcel Corporation
Bergen County Department of Health Services
Gary Paparozzi, Mayor, Borough of Lodi
Stephen Lo Iacono, Jr., Lodi Municipal Manager
Joseph Savarese, Haley & Aldrich
Norman W. Spindel, Lowenstein Sandler PC

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